

Docket No.: 3673-0161P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kazushige SUGIMOTO

Application No.: 10/712,095

Confirmation No.: 8209

Filed: November 14, 2003

Art Unit: 1791

For: ATTITUDE ADJUSTING DEVICE FOR
SPHERE AND GOLF BALL
MANUFACTURING METHOD

Examiner: E. H. Lee

**REPLY TO NOTIFICATION OF NON-COMPLIANT APPEAL BRIEF
(37 C.F.R. § 41.37)**

MS Appeal Brief
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Madam:

In response to the January 26, 2009 NOTICE OF NON-COMPLIANT APPEAL BRIEF in the above-identified patent application, attached hereto are corrected pages 2 and 9-12 for the Appeal Brief filed on December 11, 2008. Pages 2 and 9 of the Appeal Brief have been corrected to properly refer to the corrected names of the appendices. Pages 10-12 have been corrected by changing the headings APPENDIX A, APPENDIX B and APPENDIX C to CLAIMS APPENDIX, EVIDENCE APPENDIX and RELATED PROCEEDINGS APPENDIX, respectively, as specified in 37 C.F.R. § 41.37(c)(1). Please substitute the corrected pages for the corresponding pages in the Appeal Brief as filed on December 11, 2008.

The present submission is being timely filed within thirty (30) days of the mailing date of the Notice. Accordingly, no extension of time fees should be due.

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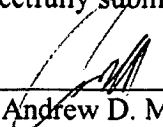
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If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: February 26, 2009

Respectfully submitted,

By


Andrew D. Meikle

Registration No.: 32,868

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicant

Attachment: corrected pages 2, 9 and 10-12 for December 11, 2008, Appeal Brief

- V. Summary of Claimed Subject Matter
- VI. Grounds of Rejection to be Reviewed on Appeal
- VII. Argument
- VIII. Claims
- CLAIMS APPENDIX
- EVIDENCE APPENDIX
- RELATED PROCEEDINGS APPENDIX

I. REAL PARTY IN INTEREST

The real party in interest for this appeal is:

Sumitomo Rubber Industries, Ltd.

II. RELATED APPEALS AND INTERFERENCES

There are no other appeals, interferences, or judicial proceedings which will directly affect or be directly affected by or have a bearing on the Board's decision in this appeal.

III. STATUS OF CLAIMS

A. Total Number of Claims in Application

There are 11 claims pending in application.

VIII. CLAIMS

A copy of the claims involved in the present appeal is presented in the attached CLAIMS APPENDIX. As indicated above, the claims in the CLAIMS APPENDIX include the amendments filed by Appellant on January 15, 2008.

Dated: December 11, 2008

Respectfully submitted,

By


Andrew D. Meikle

Registration No.: 32,868

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Road

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Appellant

CLAIMS APPENDIX

Claims Involved in the Appeal of Application Serial No. 10/712,095

7. A golf ball manufacturing method comprising the steps of:
 - forming a golf ball having a spew stuck onto a surface by a material put in a mold;
 - rolling the golf ball over a roller including a portion having a small diameter which is concave along a surface of the golf ball, the roller having a plurality of grooves on a surface of the portion having the small diameter, the grooves extending an axial direction of the roller;
 - stopping the rolling of the golf ball by abutment of the spew on a stopper;
 - putting the golf ball on a machine for grinding with the attitude of the ball being kept; and
 - removing the spew.
8. The method according to claim 7, wherein an axially sectional shape of a surface of the portion of the roller having a small diameter is a substantially circular arc and a radius R1 of the circular arc is 1.00 to 1.10 times as large as a radius R2 of the sphere.
10. The method according to claim 7, wherein an axially sectional shape of a surface of the portion of the roller having a small diameter is a circular arc and a radius R1 of the circular arc is 21.3 mm to 23.5 mm.
11. The method according to claim 7, wherein a rotating speed of the roller is 30 rpm to 130 rpm.
12. The method according to claim 7, wherein the stopper comprises two stopper parts opposed to each other with the golf ball interposed therebetween, positions of both of the stopper parts being set in such a manner that a difference ($L - D$) between a distance L between the stopper parts and a diameter D of the golf ball is 0.1 mm to 0.6 mm.

EVIDENCE APPENDIX

No evidence pursuant to §§ 1.130, 1.131, or 1.132 or entered by or relied upon by the Examiner is being submitted.

RELATED PROCEEDINGS APPENDIX

No related proceedings are referenced in II. above, hence copies of decisions in related proceedings are not provided.